

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

DEMETRIA CLARE-LUNNY,

Plaintiff,

-against-

6:14-CV-351 (LEK/ATB)

WILLIAM KEVIN LUNNY, SR.,

Defendant.

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**ORDER**

This matter comes before the Court following a Report-Recommendation filed on April 2, 2014, by the Honorable Andrew T. Baxter, U.S. Magistrate Judge, pursuant to 28 U.S.C. § 636(b) and Local Rule 72.3. Dkt. No. 4 (“Report-Recommendation”).

Within fourteen days after a party has been served with a copy of a magistrate judge’s report-recommendation, the party “may serve and file specific, written objections to the proposed findings and recommendations.” FED. R. CIV. P. 72(b); L.R. 72.1(c). If no objections are made, or if an objection is general, conclusory, perfunctory, or a mere reiteration of an argument made to the magistrate judge, a district court need review that aspect of a report-recommendation only for clear error. Chylinski v. Bank of Am., N.A., 434 F. App’x 47, 48 (2d Cir. 2011); Barnes v. Prack, No. 11-CV-0857, 2013 WL 1121353, at \*1 (N.D.N.Y. Mar. 18, 2013); Farid v. Bouey, 554 F. Supp. 2d 301, 306-07 & n.2 (N.D.N.Y. 2008); see also Machicote v. Ercole, No. 06 Civ. 13320, 2011 WL 3809920, at \*2 (S.D.N.Y. Aug. 25, 2011) (“[E]ven a *pro se* party’s objections to a Report and Recommendation must be specific and clearly aimed at particular findings in the magistrate’s proposal, such that no party be allowed a second bite at the apple by simply relitigating a prior argument.”).

Plaintiff Demetria Clare-Lunny ("Plaintiff") timely filed Objections to the Report-Recommendation. Dkt. No. 5 ("Objections"). Plaintiff's Objections consist of a single page describing her current psychological state and a history of domestic abuse. See Objs. Although compelling and sad, Plaintiff's Objections are mere reiterations of the allegations considered by Judge Baxter. See id.; Report-Rec.; Dkt. No. 1 at 12. The Court therefore reviews the Report-Recommendation for clear error and finds none.

Accordingly, it is hereby:

**ORDERED**, that the Report-Recommendation (Dkt. No. 4) is **APPROVED** and **ADOPTED in its entirety**; and it is further

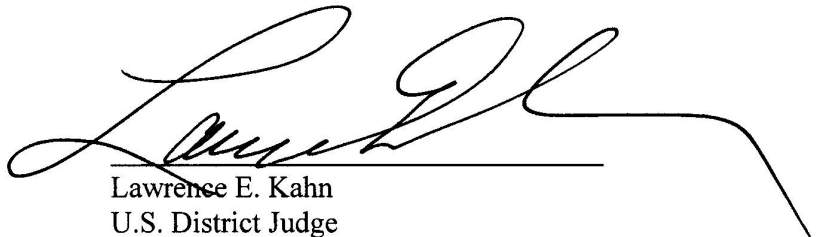
**ORDERED**, that the Complaint (Dkt. No. 1) is **DISMISSED without leave to amend**; and it is further

**ORDERED**, that the Clerk of the Court close this case; and it is further

**ORDERED**, that the Clerk of the Court serve a copy of this Order on Plaintiff in accordance with the Local Rules.

**IT IS SO ORDERED.**

DATED: July 23, 2014  
Albany, New York



Lawrence E. Kahn  
U.S. District Judge